

1 DAVID L. SKELTON Bar # 96250
2 CHAPTER 13 TRUSTEE
3 525 B STREET SUITE 1430
4 SAN DIEGO CA 92101
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10 UNITED STATES BANKRUPTCY COURT
11 SOUTHERN DISTRICT OF CALIFORNIA

12 IN RE:) CASE NO: **09-06604-T13**
13)
14 MICHAEL STEVENSON) MOTION FOR FINDING THAT DEBTORS NOT
15) ENTITLED TO A DISCHARGE § 1328(f)
16)
17 Debtor(s))

18 David L. Skelton, Chapter 13 Trustee, hereby moves the Court for an order
19 finding that the Debtor(s) are not entitled to a Discharge in this case. It appears
20 from the record that Debtor(s) was a debtor(s), and received a discharge in Chapter
21 7 case number **09-00376-LT7**. The prior case was filed on **January 15, 2009**, and a
22 discharge was entered on **April 21, 2009**.

23 Pursuant to 11 U.S.C. §1328(f) the Court shall not grant a discharge of all
24 debts provided for in the plan or disallowed under section 502, if the debtor(s) has
25 received a discharge in a case filed under chapter 7,11,or 12 of this title during
the 4-year period preceding the date of the order for relief under this chapter or
in a case under chapter 13 of this title during the two year period preceding the
date of such order.

WHEREFORE the Chapter 13 Trustee prays for an order finding the Debtor(s) are
not entitled to a discharge in this case.

Respectfully submitted,

DATE: **August 11, 2009**

/s/ David L. Skelton
DAVID L. SKELTON
CHAPTER 13 TRUSTEE

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF SAN DIEGO

3 I am employed in the County of San Diego, State of California. I am over
4 the age of eighteen and not a party to the within action. My business
5 address is: David L. Skelton, Chapter 13 Trustee 525 B Street, Suite 1430,
6 San Diego California 92101.

7 I served the following documents described as:

MOTION FOR A FINDING THAT DEBTOR(S) NOT ENTITLED TO A DISCHARGE § 1328 (f)

on the Debtor(s) attorney, or the Debtor if in proper, in this action by
placing a true copy thereof, enclosed in a sealed envelope with postage
thereon fully prepaid in the United States mail at San Diego, California
addressed as follows:

MICHAEL STEVENSON
2336 SUMAC DRIVE
SAN DIEGO CA 92105

JOSEPH J. REGO, ESQ.
8765 AERO DRIVE #306
SAN DIEGO CA 92123

I declare under penalty of perjury that the foregoing is true and correct.

Dated: August 11, 2009

/s/ Patricia Morgan

Patricia Morgan, Clerk for
DAVID L. SKELTON
CHAPTER 13 TRUSTEE
525 B STREET, SUITE 1430
SAN DIEGO CA 92101